

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

X

JOHN W. BOLSCH and THERESA
BOLSCH,

Plaintiffs,

**THIRD-PARTY
SUMMONS IN A CIVIL
ACTION**

- against -

MW MECHANICAL, INC.,

Civil No: 07 CIV 7680 (RPP)

Defendant.

X

MW MECHANICAL, INC.,

Defendant/Third-Party Plaintiff,

-against-

HINES INTERESTS LIMITED PARTNERSHIP
and 140 BW LLC,

Third-Party Defendants.

X

TO: HINES INTERESTS LIMITED PARTNERSHIP,
140 Broadway, 21st Floor
New York, NY 10005

140 BW LLC
140 Broadway
New York, NY 10005

YOU ARE HEREBY SUMMONED and required to serve on

Plaintiff's Attorney:

LAW OFFICES OF MICHAEL J. ASTA
(MJA 1035)
JOHN W. BOLSCH and THERESA BOLSCH
450 Seventh Avenue, Suite 2205
New York, NY 10123
(212) 244-6555

Defendant and Third Party Plaintiff's
Attorney:
COHEN, KUHN & ASSOCIATES
(GPA 1188)
MW MECHANICAL, INC.
Two Park Avenue, 6th Floor
New York, NY 10016
(212)553-8300

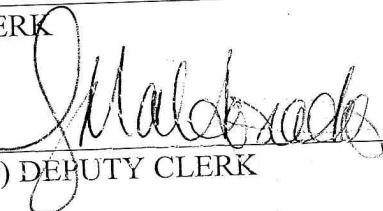
an answer to the third-party complaint which is served on you with this summons, within twenty (20) days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, unless (1) this is a case within Rule 9(h) of the Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in 14(c) of the Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of the plaintiff as well as to the claim of the third-party plaintiff. Any answerer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

JAN 03 2008

CLERK

DATE


(By) DEPUTY CLERK

RETURN OF SERVICE		
Service of the Summons and complaint was made by me NAME OF SERVER (PRINT) RENAN P. MOGOLLON	(1) DATE JANUARY 3, 2008	TITLE PROCESS SERVER/INVESTIGATOR
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: 140 BW LLC – 140 Broadway, 21st Floor, Room 2140, New York, NY 10005		
<input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person pf suitable age and discretion than residing therein. Name of person with whom the summons and complaint were left: ANGELA PERKINS Management Assistant (Hines Interests)		
<input type="checkbox"/> Returned unexecuted:		
<input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL 0.00
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>January 9, 2008</u> Date	 Signature of Server RENAN P. MOGOLLON	
<u>SELDEN, NEW YORK</u> Address of Server		
<small>(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure</small>		

RETURN OF SERVICE	
(1) Service of the Summons and complaint was made by me	DATE JANUARY 3, 2008
NAME OF SERVER (PRINT) RENAN P. MOGOLLON	TITLE PROCESS SERVER/INVESTIGATOR
Check one box below to indicate appropriate method of service	
<input type="checkbox"/> Served personally upon the defendant. Place where served: Hines Interests Limited Partnership 140 Broadway, 21st Floor, Room 2140, New York, NY 10005	
<input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person pf suitable age and discretion than residing therein. Name of person with whom the summons and complaint were left: ANGELA PERKINS Management Assistant (Hines Interests)	
<input type="checkbox"/> Returned unexecuted:	
<input type="checkbox"/> Other (specify):	

STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL 0.00
DECLARATION OF SERVER		

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on January 9, 2008
Date


Signature of Server RENAN P. MOGOLLON

SELDEN, NEW YORK
Address of Server